

**IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION**

Dated: Nainital the 09th day of August 2005
Criminal Misc. Bail Application No.747/2005
Order on the bail application of the accused

CRIMINAL SIDE

Raj Singh S/o Lilu

R/o Khadaria

P.S. Chapar

District Muzaffarnagar, U.P.

.....Applicant

Versus

State of Uttaranchal

.....Opposite Party

Arising out of case crime No.82 of 2005

U/s 379, 411 I.P.C.

P.S. Laksar

District Haridwar

Hon'ble J. C. S. Rawat, J.

Heard Sri Navneet Kaushik learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. The learned counsel for the applicant that the furd recovery shows that the alleged vehicle was abandoned in the jungle and the informant also informed to the police party that the theft has been committed by the person belonging to village Prahaladpur. The learned counsel for the applicant contended that if the police party has got the information that the alleged vehicle is kept at the jungle, the police party should have proceeded to that place. The learned counsel for the applicant further contended that if a person is involved in the stealing of a motorcycle from Laksar then on next day he would not roam freely in the same vicinity. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 09.08.2005

LSR